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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 ERIC STEPHEN FREEZE,

11 Plaintiff,

12 v.

13 DON MCDERMOTT, et al.,

14 Defendants.

CASE NO. C22-1844JLR

SHOW CAUSE ORDER

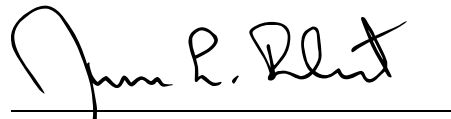
15 Federal Rule of Civil Procedure 4 requires a plaintiff to serve the defendant with a  
16 summons and a copy of the plaintiff's complaint and sets forth the specific requirements  
17 for doing so. *See* Fed. R. Civ. P. 4. Rule 4(m), which provides the timeframe in which  
18 service must be effectuated, states in relevant part:

19 If a defendant is not served within 90 days after the complaint is filed, the  
20 court—on motion or on its own after notice to the plaintiff—must dismiss  
21 the action without prejudice against that defendant or order that service be  
22 made within a specified time. But if the plaintiff shows good cause for the  
failure, the court must extend the time for service for an appropriate period.

1 *Id.* Here, it appears that Plaintiff Eric Stephen Freeze has not served Defendants with a  
2 summons and a copy of his complaint within the timeframe provided in Rule 4(m). (*See*  
3 *generally* Dkt.)

4 Accordingly, the court ORDERS Mr. Freeze to SHOW CAUSE, by April 10,  
5 2023, why this action should not be dismissed for failure to comply with Rule 4(m).  
6 Alternatively, Mr. Freeze may respond, by April 10, 2023, with proof that Defendants  
7 have in fact been served or have agreed to waive service. If Mr. Freeze does not  
8 demonstrate good cause for the failure to comply with Rule 4(m), the court will dismiss  
9 his claims against Defendants without prejudice.

10 Dated this 30th day of March, 2023.

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13 JAMES L. ROBART  
14 United States District Judge  
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